

PERCUS.093A



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Imran, et al.

Appl. No. : 09/438,030

Filed : November 10, 1999

For : METHODS FOR REDUCING
DISTAL EMBOLIZATION

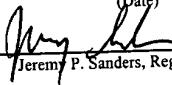
Examiner : Catherine Serke

Group Art Unit 3763

I hereby certify that this correspondence and all
marked attachments are being deposited with the
United States Postal Service as first-class mail in an
envelope addressed to: Assistant Commissioner for
Patents, Washington, D.C. 20231, on

September 16, 2003

(Date)



Jeremy P. Sanders, Reg. No. 47,916

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Assistant Commissioner for Patents
Washington, D.C. 20231

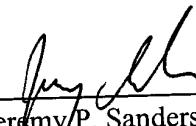
Dear Sir:

While Applicant agrees with the Examiner's statement that the prior art references fail to teach at least the enumerated steps, Applicant respectfully disagrees with the Examiner's Statement of Reasons for Allowance to the extent that there is any implication that the patentability of the claims rests on the recitation of a single feature. Rather, it is the unique combination of features that makes the claims patentable.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: September 16, 2003

By: 

Jeremy P. Sanders
Registration No. 47,916
Attorney of Record
2040 Main Street
14th Floor
Irvine, CA 92614

Client Code: PERCUS.093A



RECORDATION FORM COVER SHEET
PATENTS ONLY

TO THE ASSISTANT COMMISSIONER FOR PATENTS: Please record the attached original documents or copy thereof.

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MEDTRONIC PERCUSURGE, INC.

2. Name and address of receiving party(ies):

Name: MEDTRONIC AVE, INC.

COPY

Additional name(s) of conveying party(ies) attached?

() Yes (X) No

Additional name(s) of receiving party(ies) attached?

() Yes (X) No

3. Nature of conveyance:

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(X) Merger
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Execution Date: (If multiple assignors, list execution dates in numerical order corresponding to numbers indicated in 1 above)

4. Application number(s) or Patent number(s):

() Application(s) filed herewith Execution Date(s):
(X) Patent Application No.: 09/438,030
Filing Date: November 10, 1999
() Patent No.:
Issue Date:

Additional numbers attached? () Yes (X) No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Jeremy P. Sanders
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995

Internal Address: Fourteenth Floor

Street Address: 2040 Main Street

City: Irvine State: CA ZIP: 92614

Attorney's Docket No.: PERCUS.093A

7. Total fee (37 CFR 1.21(h)): \$40

(X) Enclosed

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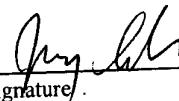
Please charge this account for any additional fees which may be required, or credit any overpayment to this account.

6. Total number of applications and patents involved: 1

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct, and any attached copy is a true copy of the original document.

Jeremy P. Sanders
Name of Person Signing


Signature


Date

Registration No. 47,916

Total number of pages including cover sheet, attachments and document: 2

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The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"MEDTRONIC PERCUSURGE, INC.", A DELAWARE CORPORATION, WITH AND INTO "MEDTRONIC AVE, INC." UNDER THE NAME OF "MEDTRONIC AVE, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SEVENTEENTH DAY OF OCTOBER, A.D. 2002, AT 4:30 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

2269660 8100M

020645228

Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 2042400

DATE: 10-18-02